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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Gerd SCHMITZ et al.

SERIAL NO. : 09/786,635

FILED : March 7, 2001

FOR : ATP BINDING CASSETTE GENES AND PROTEINS FOR DIAGNOSIS
AND TREATMENT OF LIPID DISORDERS AND INFLAMMATORY
DISEASES

ART UNIT : To be assigned

EXAMINER : To be assigned

Box MISSING PARTS

Hon. Commissioner of Patents
Washington, D.C. 20231

**COMMUNICATION RE: FILING OF DECLARATION ON
A DATE LATER THAN THE FILING DATE OF THE APPLICATION**

Sir:

This is in response to the Notification of Missing Requirements Under 35 U.S.C. 371 dated April 5, 2001, in the above-identified application. A copy of said Notification is attached hereto.

Submitted herewith is the Declaration executed by the inventors. It is requested that this paper be joined up with the papers previously filed in this Application.

Applicant is:

a small entity

verified statement attached

other than a small entity

verified statement filed

It is requested that the surcharge for the filing of the Declaration be charged to the undersigned's Deposit Account No. 14-1263.

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Please charge:

[] \$ 65.00 for small entity

[x] \$130.00 for other than small entity.

An extra copy of this communication is appended hereto for accounting purposes.

CONDITIONAL PETITION FOR EXTENSION OF TIME

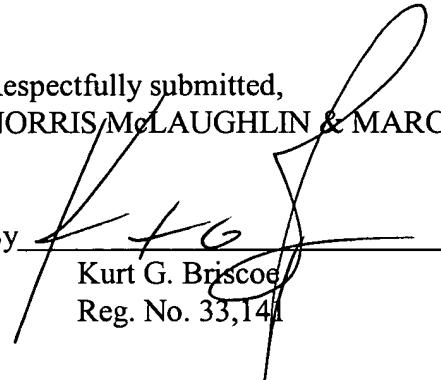
If any extension of time for this response is required, applicant requests that this be considered a petition therefor. Please charge the required Petition fee to Deposit Account No.
14-1263.

ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess to our Deposit Account No.

14-1263.

Respectfully submitted,
NORRIS McLAUGHLIN & MARCUS, P.A.

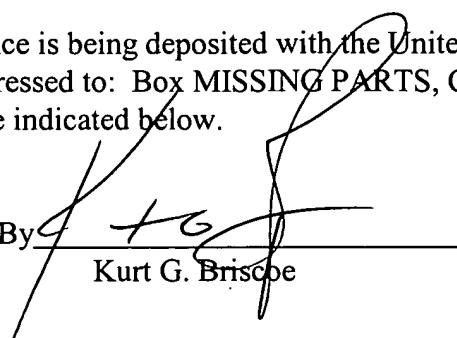
By 
Kurt G. Briscoe
Reg. No. 33,141

220 East 42nd Street
30th Floor
New York, New York 10017
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box MISSING PARTS, Commissioner of Patents, Washington, D.C. 20231, on the date indicated below.

Date: May 17, 2001

By 
Kurt G. Briscoe